

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

AMERICAN OVERSIGHT,

Plaintiff,

v.

Civil Action No. 19-cv-8215 (LGS)

DEPARTMENT OF JUSTICE and
FEDERAL BUREAU OF INVESTIGATION,

Defendants.

EXHIBIT B

AMERICAN OVERSIGHT v. DOJ
19-cv-8215

INDEX OF PAGES WITHHELD IN FULL OR PART¹

Listed below are the coded categories used to explain the FBI's assertion of FOIA Exemptions 6 and 7(C) to withhold three categories of information, followed by an index disclosing the location within the production where such information was withheld by the FBI.

CODED CATEGORY	DESCRIPTION OF INFORMATION WITHHELD TO AVOID UNWARRANTED/CLEARLY UNWARRANTED INVASION OF PERSONAL PRIVACY
(b)(6)-1 and (b)(7)(C)-1	Names and/or non-public personal and/or financial information of a third party of investigative interest (including, but not limited to, date of birth, social security number, addresses, employer, position, telephone number, familial relationships, financial account numbers, and similar information).
(b)(6)-4 and (b)(7)(C)-4	Name(s) and/or identifying information of third parties merely mentioned (typically, in the context of information provided by a third party providing information).
(b)(6)-5 and (b)(7)(C)-5	Name(s) and/or identifying information of third parties providing information.

¹ Plaintiff has waived any challenges concerning FOIA Exemptions 7(A) and 7(E). Plaintiff has also waived any challenge to FOIA Exemptions 6 and 7(C) as applied to FBI and AUSA names. Therefore, this index only incorporates withholdings based on the remaining challenged assertions by FBI concerning FOIA Exemptions (b)(6) and (b)(7)(C), coded categories 1, 4, and 5.

FBI DOCUMENTS CONTAINING CONTESTED REDACTIONS (206 Pages)						
Document Description	Bates No.	Exemptions 6 & 7(C) Coded Category			Disposition of Document	
		1	4	5	RIP ²	WIF by DOJ/EOUS A (SDNY) ³
FD-302 interview of Michael Cohen on 10/8/2018	1	x			x	
	2	x	x	x	x	
	3		x	x	x	
	4		x	x	x	
	5	x	x	x	x	
	6		x	x	x	
	7		x	x	x	
	8		x	x	x	
	9		x	x	x	
	10		x	x	x	
	11		x	x	x	
	12		x	x	x	
	13		x	x	x	
FD-302 interview of a third party	14		x	x		x
	15		x	x		x
	16	x	x	x		x
	17	x	x	x		x
	18	x		x		x
	19	x	x	x		x
	20	x	x	x		x
	21	x	x	x		x
	22		x	x		x
FD-302 interview of Keith Davidson on 08/03/2018	23		x	x	x	
	24		x	x	x	
	25		x	x	x	
	26			x	x	
	27			x	x	
	28			x	x	
	29				x	
FD-302 interview of Keith Davidson on 06/04/2018	30		x	x	x	
	31		x	x	x	
	32		x	x	x	

² Released in Part ("RIP")³ Pages WIF at the request of DOJ/EOUSA.

	33		x	x	
	34		x	x	x
	35		x	x	
	36		x	x	
	37		x	x	x
	38		x	x	x
	39		x	x	
	40		x	x	x
	41		x	x	x
	42		x	x	
FD-302 interview of a third party	43		x	x	x
	44	x	x	x	x
	45	x		x	x
	46	x	x	x	x
	47	x	x	x	x
FD-302 interview of John Gauger on 07/09/2018.	48		x	x	x
	49		x	x	x
	50		x	x	x
	51		x	x	x
	52		x	x	x
	53		x	x	
FD-302 interview of a third party	54		x	x	x
	55			x	x
FD-302 interview of a third party	56		x	x	x
	57		x	x	x
	58		x	x	x
	59		x	x	x
	60		x	x	x
	61		x	x	x
	62		x	x	x
	63		x	x	x
	64			x	x
	65			x	x
	66		x	x	x
	67		x	x	x
	68		x	x	x
	69		x	x	x
	70		x	x	x
	71			x	x
	72		x	x	x
	73		x	x	x
	74			x	x
	75			x	x
	76		x	x	x

	77			X		X
	78			X		X
	79			X		X
FD-302 interview of a third party	80		X	X		X
	81		X	X		X
FD-302 interview of a third party	82		X	X		X
	83		X	X		X
	84		X	X		X
	85		X	X		X
	86			X		X
	87			X		X
	88			X		X
	89			X		X
	90			X		X
	91		X	X		X
	92			X		X
	93		X	X		X
FD-302 interview of a third party	94		X	X		X
	95			X		X
FD-302 interview of a third party	96		X	X		X
	97		X	X		X
	98		X	X		X
	99		X	X		X
	100		X	X		X
	101		X	X		X
	102		X	X		X
	103		X	X		X
	104		X	X		X
	105		X	X		X
	106		X	X		X
FD-302 interview of a third party	107		X	X		X
	108		X	X		X
	109		X	X		X
	110		X	X		X
	111		X	X		X
	112		X	X		X
FD-302 interview of a third party	113		X	X		X
	114		X	X		X
	115		X	X		X
	116		X	X		X
	117			X		X
FD-302 interview of a third party	118		X	X		X
	119		X	X		X
	120		X	X		X
	121		X	X		X

	122		x	x		x
	123		x	x		x
	124		x	x		x
	125		x	x		x
	126			x		x
	127			x		x
	128			x		x
FD-302 interview on 5/25/2018 of Keith Davidson	129		x	x	x	
	130		x	x	x	
	131		x	x	x	
	132			x	x	
	133		x	x	x	
	134			x	x	
	135			x	x	
	136			x	x	
	137			x	x	
	138		x	x	x	
	139			x	x	
	140		x	x	x	
	141		x	x	x	
	142		x	x	x	
FD-302 interview of a third party	143		x	x	x	
	144		x	x	x	
	145			x	x	
	146		x	x		x
	147		x	x		x
	148		x	x		x
	149		x	x		x
	150		x	x		x
	151		x	x		x
	152		x	x		x
	153		x	x		x
	154		x	x		x
	155		x	x		x
	156		x	x		x
	157		x	x		x
	158		x	x		x
	159			x		x
	160		x	x		x
	161			x		x
	162			x		x
	163		x	x		x
	164		x	x		x
	165			x		x
	166		x	x		x

	167			X		X
	168			X		X
	169		X	X		X
	170		X	X		X
	171		X	X		X
FD-302 interview of a third party	172		X	X		X
	173			X		X
	174			X		X
	175		X	X		X
	176		X	X		X
	177		X	X		X
	178		X	X		X
	179	X	X	X		X
	180	X	X	X		X
	181		X	X		X
FD-302 interview of a third party	182		X	X		X
	183		X	X		X
	184		X	X		X
	185			X		X
	186			X		X
	187		X	X		X
	188		X	X		X
	189			X		X
FD-302 interview of a third party	190		X	X		X
	191			X		X
	192			X		X
	193			X		X
	194			X		X
	195		X	X		X
	196		X	X		X
Handwritten notes	197			X		X
	198			X		X
	199			X		X
	200			X		X
	201		X	X		X
	202		X	X		X
	203		X	X		X
	204		X	X		X
	205			X		X
	206		X	X		X

PREVIOUSLY PROCESSED FBI RECORDS FROM 19-cv-8215 CONTAINING CHALLENGED FBI REDACTIONS (4 Pages)					
Document Description	Bates No.	Ex. 6 & 7(C)-1	Ex. 6 & 7(C)-4	Ex. 6 & 7(C)-5	Disposition of Document
FD-302 interview on 10/17/2018 of Michael Cohen. Interview was previously processed in another litigated FOIA request 19cv1278 (DDC). FBI(19cv1278)-1924 through 1935. 12 pages.	1924			X	Document RIP
	1925		X	X	X
	1926		X	X	X
	1927		X	X	X
NON-FBI DOCUMENTS CONTAINING CHALLENGED FBI REDACTIONS (2 Pages)					
Document Description	OGA Document	Ex. 6 & 7(C)-1	Ex. 6 & 7(C)-4	Ex. 6 & 7(C)-5	Disposition of Document
11 page DOJ Memorandum documenting an interview of a third party.	DOJ Document pg 3 of 11	X			Document WIF per DOJ/EOUSA.
	DOJ Document pg 4 of 11	X			
TOTALS:	Of the 260 pages reviewed, 212 of these pages contain FBI withholdings pursuant to FOIA Exemptions 6 and 7(C) and coded categories 1, 4, and 5.				